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Attorney Docket # 4904-4

Patent

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

Miroslav Colic et al.

Serial No.: 09/640,218

Filed: August 16, 2000

For: Therapeutic and Prophylactic Compositions Including  
Catalytic Biomimetic Solids and Methods to Prepare  
and Use Them

Examiner: J. T. Weitach  
Group Art: 1632

I hereby certify that this correspondence is being deposited  
with the United States Postal Service with sufficient postage as  
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Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on  
September 29, 2003  
(Date of Deposit)

Kent H. Cheng  
Name of applicant, assignee or Registered Representative

*Kent H. Cheng*  
Signature

September 29, 2003  
Date of Signature

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Commissioner for Patents  
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**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

SIR:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision  
dated March 27, 2003 of the Primary Examiner twice or finally rejecting claims 1, 2, 9 and 10.

The items checked below are appropriate:

1. ☒ The time for response to the Office Action of March 27, 2003 expires on September 27, 2003.
2. ☐ A \_\_-month extension of time for response to the Office Action dated \_\_ was filed on \_\_. [No additional extensions of time are required.]
- 3a. ☐ Applicant(s) hereby request(s) a one two three-month extension of the original shortened statutory response period set in the Office Action of \_\_. A check in the amount of \_\_ in payment of the government fee for an extension of time is enclosed herewith.

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- 3b. ☒ This is not the first request for an extension of time relative to the outstanding paper. The period for response has already been extended by 1-month(s) by petition dated July 28, 2003. Please extend the time for response by an additional 2-month(s). With this extension, the deadline for filing the required paper will be September 27, 2003. A check for the additional extension fee of **\$410.00** is enclosed.
4. ☒ Check for payment of the appeal fee of \$160.00  
☒ is enclosed herewith.  
☐ No additional fee is required (fee paid in prior appeal).  
☐ Charge the fee to Deposit Account No. 03-2412 (one additional copy of this Notice is enclosed herewith).
5. ☒ Charge any additional fees required, for example, for lodging this appeal or for filing the Appeal Brief, not otherwise paid by check, to Deposit Account No. 03-2412. A duplicate copy of this sheet is enclosed.

Respectfully submitted,  
**COHEN, PONTANI, LIEBERMAN & PAVANE**

By Kent H. Cheng  
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Dated: September 29, 2003